

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

JUKEN WASHINGTON GORDON,
Plaintiff,

Vs.,

CIVIL NO. 1:CV-01-0331
(JUDGE RAMBO)

N. GONZALEZ, EL AL.,
Defendants,

FILED
HARRISBURG PA

AUG 25 2004

MARY E. D'ANDREA, CLERK
Per [Signature]
Deputy Clerk

BRIEF IN SUPPORT OF MOTION TO SUBPOENA MR.
HAROLD S. PARNES, M.D. AND MS. SONDR A J.
PFEFFER, M.D. AS PLAINTIFF OWN EXPERT WIT-
NESSES, PURSUANT TO FEDERAL RULE OF CIVIL
PROCEDURE 45 AND LOCAL RULE 83.10.4.

COMES NOW, Plaintiff pro-se Juken Washington Gordon, respectfully request and asks this honorable court to subpoena and/or order the persons name abvoe to appear promptly in person as plaintiff own expert witnesses to this civil action matter pending before this honorable court.

1. Reasons for these expert witnesses is to give testimony as to any pre-existence compression fractures or disc injuries sustained during the plaintiff 1997 car accident. MRI's flims was taken and examined by these two (2) expert radiologist doctors. Their testimony will prove that I had no "compression fractures let alone any disc injuries" from 1997 car accident.

2. These two (2) radiologist expert witnesses testimony will clear-up the (discrepancy) about the existent of the plaintiff compression fractures and disc injuries. Where the defendants used physical excessive force to caused injured to the plaintiff back on September 9, 2000 in the lieutenant office at USP Lewisburg Penitentiary.

3. Mr. Harold S. Parnes, M.D. Board-Certified Diagnostic Radiology Certificate of added qualification in Neuroradiology Senior Member of the American Society of Neuroradiology. His business office locate at 1525 Voorhier Avenue, Brooklyn, N.Y. 11235.

4. Ms. Sondra J. Pfeffer, M.D. Diplomate in Radiology. Her business office locate at Empire Stat Med Review, P.C. 19 West 34th Street, Suite 423 New York, N.Y. 10001-8199.

5. Attach to this motion are two (2) MRI's examination's medical reports conducted 1997 by Mr. Harold S. Parnes, M.D. and in 1998 by Ms. Sondra J. Pfeffer, M.D. plaintiff intend to rely on these medical reports as his expert evidence at trial. Plaintiff received the MRI examination report's of Ms. Sondra J. Pfeffer, M.D. after he filed his complaint. David L. Glassman, Esq. received Mr. Harold S. Parnes, M.D. MRI examination report's on July 2, 2004.

6. Plaintiff also intend to rely on his 1997 (Primecare Medical Report's) from West Virginia as evidence at trial. South Central Regional Jail, 1001 Centre Way Charleston, WV 25309. These medical document's was obtained by Mr. David L. Glassman, Esq. on July 16, 2004. The West Virginia medical records will prove that I made no complaints about back pain, not one day over six (6) months I was housed there during 1997.

WHEREFORE, for all the foregoing reasons stated above plaintiff Juken W. Gordon respectfully request this honorable court to grant his motion to subpoena his expert witnesses to give testimony at trial about plaintiff existent condition, or order a deposition to be taken of Dr. Parnes, M.D. and Dr. Pfeffer, M.D. and that their deposition admitted into evidence at trial.

Respectfully Submitted

By Juken W. Gordon
Juken Washington Gordon
Reg. No. 05373-088

Dated: August 17th, 2004.



19 West 34th Street, Suite 423, New York, NY 10001-8199
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▲ Rehabilitation & Physical Medicine ▲ Pulmonology ▲ Urology ▲ Dermatology ▲ Vascular Surgery

July 31, 1998

GEICO
P.O. Box 177
Woodbury, NY 11797

Attn: Bob Winthrop

RE : Guken Gordon
D/A: 2/17/97
F/N: 009664340 0101 012
INS: David Hanuman
REF: 140341

Dear Mr. Winthrop:

At your request, I have reviewed the cervical and lumbar MRI studies performed on the above-named person.

Both examinations were conducted by Omega Diagnostic Imaging, Brooklyn, New York.

I: CERVICAL MRI:

Examination date is 3/4/97, 2 weeks following trauma.

Imaging sequences performed include T1 sagittal, T2 gradient sagittal, and T1 axial.

Normal cervical lordosis is maintained. No fractures, malalignments, or contusions of the cervical vertebrae are noted.

There are no cervical disc herniations or pathologic disc bulges.

Exhibit(1)

RE: Guken Gordon
July 31, 1998
Page 2

Dr. Pfeffer

The cervical spinal cord is of normal diameter and signal intensity. There are no cord contusions or intrinsic cord lesions.

Normal facet joint alignment is maintained. There is no neuroforaminal or exiting cervical nerve root encroachment.

The paraspinal soft tissues are unremarkable.

II: LUMBAR MRI:

Examination date is 3/20/97, just over 4 weeks following trauma.

Imaging sequences performed are T1 sagittal, T2 gradient sagittal, and T1 axial.

Normal lumbar lordosis is maintained. No fractures, subluxations, or contusions of the lumbar vertebrae are demonstrated.

There are no lumbar disc herniations or pathologic disc bulges.

A normal conus medullaris is visualized. There is no spinal stenosis or intraspinal neoplasm.

Normal facet joint alignment is maintained. There is no neuroforaminal or exiting lumbar nerve root encroachment.

The paraspinal soft tissues are intact.

SUMMARY: These are normal cervical and lumbar MRI examinations. No disc injuries are confirmed.

"I, Sondra J. Pfeffer, M.D., a physician authorized by law to practice in the state of New York, am not a party to the above entitled action, and hereby affirm that the foregoing statement is true, under the penalty of perjury.

Dated, thirty-first day of July, 1998."

Sincerely yours,



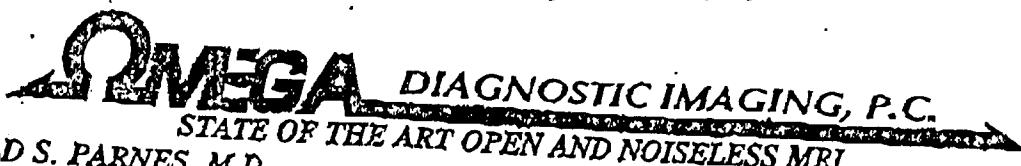
Sondra J. Pfeffer, M.D.
Diplomate in Radiology
SP/b

Exhibit(1)

07/02/04 FRI 14:34 FAX 718 332 3236

Omega Diagnostic Imaging

003



HAROLD S. PARNES, M.D.

BOARD CERTIFIED

Diagnostic Radiology

Senior Member of the American Society of

Neuroradiology

Certificate of Added Qualification in
Neuroradiology

TEL: 718-332-1999

FAX: 718-332-3236

PATIENT: JUKEN GORDON

MARCH 4, 1997

REFERRING PHYSICIAN: DR. RAJA

MRI OF THE CERVICAL SPINE:

An MRI of the cervical spine was performed on an open MRI unit.

Multiple sagittal relatively T1 and gradient echo images were obtained through the cervical spine as well as axial relatively T1 weighted images through the disc spaces.

Straightening as well as reversal of the normal curvature of the cervical spine was noted on the sagittal images.

The visualized signal intensity within the marrow spaces was normal on the various pulse sequences.

The craniovertebral junction was unremarkable.

Posterior bulging discs were identified at the C3-4, C4-5, and C5-6 levels.

The visualized neural elements were intact.

The paraspinal soft tissues and fascial planes were intact.

IMPRESSION:

1. Straightening as well as reversal of the normal curvature of the cervical spine was noted on the sagittal images.
2. Posterior bulging discs were identified at the C3-4, C4-5, and C5-6 levels.
Clinical correlation is suggested.

Thank you for the courtesy of this referral.

Harold S. Parnes, M.D.

Board Certified Diagnostic Radiology

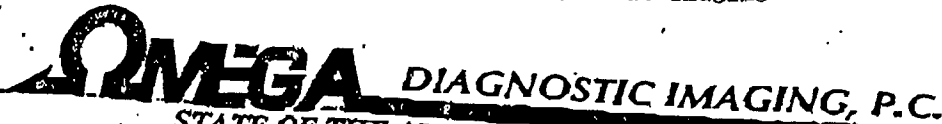
Certificate of Added Qualification in Neuroradiology

Senior Member of the American Society of Neuroradiology

07/02/04 FRI 14:34 FAX 718 332 3236

Omega Diagnostic Imaging

002



HAROLD S. PARNES, M.D.

BOARD CERTIFIED

Diagnostic Radiology
Senior Member of the American Society of
Neuroradiology
Certificate of Added Qualification in
Neuroradiology

TEL: 718-332-1999

FAX: 718-332-3236

PATIENT: JUKEN GORDON

MARCH 20, 1997

REFERRING PHYSICIAN: DR. RAIA

MRI OF THE LUMBAR SPINE:

An MRI of the lumbar spine was performed on an open MRI unit.

Multiple sagittal relatively T1 and gradient echo images were obtained through the lumbar spine as well as axial relatively T1 weighted images through the disc spaces.

Straightening of the normal curvature of the lumbar spine was noted on the sagittal images.

The visualized signal intensity within the marrow spaces was normal on the various pulse sequences.

The conus medullaris was unremarkable.

Posterior bulging discs were identified at the L2-3, L3-4, L4-5 and L5-S1 levels.

The paraspinal soft tissues and fascial planes were unremarkable.

IMPRESSION:

1. Straightening of the normal curvature of the lumbar spine was seen on the sagittal images.
 2. Posterior bulging discs as noted at the L2-3, L3-4, L4-5 and L5-S1 levels.
- Clinical correlation is suggested.

Thank you for the courtesy of this referral.

Harold S. Parnes, M.D.
Board Certified Diagnostic Radiology
Certificate of Added Qualification in Neuroradiology
Senior Member of the American Society of Neuroradiology

BROOKLYN MEDICAL SERVICES • 1513 VOORHIES AVENUE • BROOKLYN, NY 11235

CERTIFICATE OF SERVICE.

I, Juken Washington Gordon, being duly sworn under the penalty of perjury pursuant to 28 U.S.C. 1746, and according to law, hereby depose and say:

1. I am the prisoner at USP Allenwood, White Deer, Pennsylvania.
2. On this 17th, day of August 2004 I placed two (2) copies of the pleading(s) in an envelope addressed to:

Clerk's Office
U.S. District Court
228 Walnut Street
Post Office Box 983
Harrisburg, Pennsylvania 17108

And

Michael J. Butler, Esq
U.S. Attorneys Office
228 Walnut Street, 2nd Floor
Post Office Box 11754
Harrisburg, Pennsylvania 17108

3. I then affixed sufficient postage to cover first-class U.S. Mail delivery, and then give the package to prison officials here at USP Allenwood, to placed in mail box reserved for inmate legal mail, on this 17th, day of August 2004.

ss- Juken Gordon
Juken Washington Gordon,
Pro-se Reg. No. 05373-088
Allenwood U.S.P.
Post Office Box 3000
White Deer, Pa. 17887

Sworn before me on this 17 day of
August 2004.

Henry CASE MANAGER
BY THE ACT OF JULY 7,
18
OATHS (18 USC 4004).

Notary Public